Response dated 12/23/2006

Reply to Office Action of 11/24/2006

## AMENDMENTS TO CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

## Listing of Claims

 (original) A method of determining the palatability of a food, food stuff or veterinary biologic to an animal comprising:

obtaining at least one animal; and,

administering a discrimination learning procedure to an animal selected from said at least one animal wherein said discrimination learning procedure comprises using a food, food stuff or veterinary biologic.

- 2. (original) The method of claim 1 further comprising utilizing at least one stimulus preference test comprising:
  - (a) presenting said animal with at least one distinct stimulus wherein each of said at least one distinct stimulus is associated with an identical reward;
  - (b) permitting said animal to choose from said at least one distinct stimulus, wherein choice of any one stimulus results in said identical reward;
  - (c) recording a preferred stimulus of said animal wherein said preferred stimulus is most frequently chosen by said animal or chosen at a greater response rate or chosen first; and,
  - (d) recording a non-preferred stimulus of said animal wherein said non-preferred stimulus is least frequently chosen by said animal or chosen at a slower response rate or chosen secondly or later.

Response dated 12/23/2006

Reply to Office Action of 11/24/2006

3. (original) The method of claim 1 further comprising utilizing at least one association session comprising:

(a) presenting said animal with at least one stimulus associated with said food, food stuff

or veterinary biologic; and,

(b) permitting said animal to choose from said at least one stimulus wherein any choice

results in a reward of said food, food stuff or veterinary biologic associated with said any

choice.

4. (original) The method of claim 1 wherein said administering said discrimination learning

procedure comprises:

(a) presenting said animal with a preferred stimulus and a plurality of non-preferred

stimuli;

(b) permitting said animal to choose at least one stimulus selected from said preferred

stimulus and said plurality of non-preferred stimuli wherein choice of any one of said

non-preferred stimuli results in a reward of said food, food stuff or veterinary

biologic associated with a corresponding said any one of said non-preferred stimulus

and choice of a preferred stimulus results in no reward;

(c) recording said at least one stimulus chosen by said animal; and,

(d) repeating steps (a) through (c) to obtain discrimination conditioning of said animal.

5. (original) The method of claim 4 further comprising establishing a preferred food, foodstuff,

or veterinary biologic of said animal as said food, foodstuff, or veterinary biologic associated

Response dated 12/23/2006

Reply to Office Action of 11/24/2006

with a stimulus most frequently chosen or chosen most rapidly or chosen first or an association

learned most rapidly by said animal.

6. (original) The method of claim 5 further comprising establishing a rank order of preferred

food, foodstuff, or veterinary biologic of said animal as an ordered list of decreasing preference of said food, foodstuff, or veterinary biologic associated with a stimulus most frequently chosen

or chosen most rapidly or chosen first or an association learned most rapidly by said animal.

7. (original) The method of claim 4 further comprising establishing a non-preferred food,

foodstuff, or veterinary biologic of said animal as said food, food stuff or veterinary biologic associated with a stimulus least frequently chosen or chosen more slowly or chosen following a

stimulus associated with said preferred food, food stuff or veterinary biologic or an association

learned less rapidly.

8. (original) The method of claim 7 further comprising establishing a rank order of non-

preferred food, foodstuff, or veterinary biologic of said animal as an ordered list of increasing

preference of said food, food stuff or veterinary biologic associated with a stimulus least frequently chosen or chosen more slowly or chosen following a stimulus associated with said

preferred food, food stuff or veterinary biologic or an association learned less rapidly.

9. (original) The method of claim 4 further comprising utilizing a stabilization phase wherein

steps (a) to (d) are repeated at least once in one session for at least one consecutive sessions.

10. (original) The method of claim 1 further comprising utilizing a reversal phase comprising:

(a) presenting said animal with a preferred stimulus and a plurality of non-preferred

stimuli:

Response dated 12/23/2006

Reply to Office Action of 11/24/2006

(b) permitting said animal to choose a stimulus wherein choice of a non-preferred

stimulus previously associated with said preferred food, food stuff or veterinary biologic

results in no reward and choice of said preferred stimulus results in a reward of said food,

a food stuff, or veterinary biologic not previously associated with said preferred stimulus;

(c) recording a selected stimulus chosen by said animal or a latency to respond or an

order of responses;

(d) repeating steps (a) through (c) to obtain discrimination conditioning of said animal.

11. (original) The method of claim 10 further comprising establishing a preferred food,

foodstuff, or veterinary biologic of said animal as said food, foodstuff, or veterinary biologic

associated with a stimulus most frequently chosen by said animal or chosen most rapidly or

chosen first or an association learned most rapidly.

12. (original) The method of claim 10 further comprising establishing a non-preferred food,

foodstuff, or veterinary biologic of said animal as said food, food stuff or veterinary biologic

associated with a stimulus least frequently chosen or chosen more slowly or chosen following a

stimulus associated with said preferred food, food stuff or veterinary biologic or an association

learned less rapidly.

 $13. \ \ (with drawn) \ \ A \ system \ for \ determining \ the \ palatability \ of \ a \ food, food \ stuff \ or \ veterinary$ 

biologic to an animal comprising:

means for obtaining at least one animal; and,

means for administering a discrimination learning procedure to an animal selected from said at

least one animal wherein said discrimination learning procedure comprises means for using a

food, food stuff or veterinary biologic.

Response dated 12/23/2006

Reply to Office Action of 11/24/2006

14. (withdrawn) The system of claim 13 further comprising means for utilizing at least one

stimulus preference test comprising:

(a) means for presenting said animal with at least one distinct stimulus wherein each

of said at least one distinct stimulus is associated with an identical reward:

(b) means for permitting said animal to choose from said at least one distinct

stimulus, wherein choice of any one stimulus results in said identical reward:

(c) means for recording a preferred stimulus of said animal wherein said preferred

stimulus is most frequently chosen by said animal or chosen at a greater response rate or

chosen first; and,

(d) means for recording a non-preferred stimulus of said animal wherein said non-

preferred stimulus is least frequently chosen by said animal or chosen at a slower

response rate or chosen secondly or later.

15. (withdrawn) The system of claim 13 further comprising means for utilizing at least one

association session comprising:

(a) means for presenting said animal with at least one stimulus associated with said food,

food stuff or veterinary biologic; and,

(b) means for permitting said animal to choose from said at least one stimulus wherein

any choice results in a reward of said food, food stuff or veterinary biologic associated

with said any choice.

16. (withdrawn) The system of claim 13 wherein said means for administering said

discrimination learning procedure comprises:

Appl. No. 10/710,337 Response dated 12/23/2006

Reply to Office Action of 11/24/2006

 (a) means for presenting said animal with a preferred stimulus and a plurality of nonpreferred stimuli;

(b) means for permitting said animal to choose at least one stimulus selected from said preferred stimulus and said plurality of non-preferred stimuli wherein choice of any one of said non-preferred stimuli results in a reward of said food, food stuff or veterinary biologic associated with a corresponding said any one of said nonpreferred stimulus and choice of a preferred stimulus results in no reward;

(c) means for recording said at least one stimulus chosen by said animal.

17. (withdrawn) The system of claim 16 further comprising means for establishing a preferred food, foodstuff, or veterinary biologic of said animal as said food, foodstuff, or veterinary biologic associated with a stimulus most frequently chosen or chosen most rapidly or chosen first or an association learned most rapidly by said animal.

- 18. (withdrawn) The system of claim 17 further comprising means for establishing a rank order of preferred food, foodstuff, or veterinary biologic of said animal as an ordered list of decreasing preference of said food, foodstuff, or veterinary biologic associated with a stimulus most frequently chosen or chosen most rapidly or chosen first or an association learned most rapidly by said animal.
- 19. (withdrawn) The system of claim 16 further comprising means for establishing a non-preferred food, foodstuff, or veterinary biologic of said animal as said food, food stuff or veterinary biologic associated with a stimulus least frequently chosen or chosen more slowly or chosen following a stimulus associated with said preferred food, food stuff or veterinary biologic or an association learned less rapidly.

Response dated 12/23/2006

Reply to Office Action of 11/24/2006

20. (withdrawn) The system of claim 19 further comprising means for establishing a rank

order of non-preferred food, foodstuff, or veterinary biologic of said animal as an ordered list of increasing preference of said food, food stuff or veterinary biologic associated with a stimulus

least frequently chosen or chosen more slowly or chosen following a stimulus associated with

said preferred food, food stuff or veterinary biologic or an association learned less rapidly.

21. (withdrawn) The system of claim 16 further comprising means for utilizing a stabilization

phase.

22. (withdrawn) The system of claim 13 further comprising means for utilizing a reversal

phase comprising:

(a) means for presenting said animal with a preferred stimulus and a plurality of non-

preferred stimuli;

(b) means for permitting said animal to choose a stimulus wherein choice of a non-

preferred stimulus previously associated with said preferred food, food stuff or veterinary

biologic results in no reward and choice of said preferred stimulus results in a reward of

said food, a food stuff, or veterinary biologic not previously associated with said

preferred stimulus;

(c) means for recording a selected stimulus chosen by said animal or a latency to respond

or an order of responses.

23. (withdrawn) The system of claim 22 further comprising means for establishing a preferred

food, foodstuff, or veterinary biologic of said animal as said food, foodstuff, or veterinary

Reply to Office Action of 11/24/2006

biologic associated with a stimulus most frequently chosen by said animal or chosen most rapidly or chosen first or an association learned most rapidly.

- 24. (withdrawn) The system of claim 22 further comprising means for establishing a non-preferred food, foodstuff, or veterinary biologic of said animal as said food, food stuff or veterinary biologic associated with a stimulus least frequently chosen or chosen more slowly or chosen following a stimulus associated with said preferred food, food stuff or veterinary biologic or an association learned less rapidly.
- 25. (withdrawn) A product created by process of determining the palatability of a food, food stuff or veterinary biologic to an animal comprising:
- a composition comprising an enhanced palatability or more preferable to an animal wherein said composition is selected in accordance with the method of claim 1.
- 26. (withdrawn) A product created by process of determining the palatability of a food, food stuff or veterinary biologic to an animal comprising:
- a composition comprising a reduced palatability or less preferable to an animal wherein said composition is selected in accordance with the method of claim 1.